

FILED  
BILLINGS DIV.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA

~~BILLINGS~~ DIVISION

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2010 APR 7 AM 11:56

PATRICK E. DUFFY, CLERK

BY

DEPUTY CLERK

SCOTT AYOTTE,

Plaintiff,

vs.

AMERICAN ECONOMY INSURANCE,  
COMPANY,

Defendant.

CV-09-57-BU-RFC-CSO

ORDER ADOPTING FINDINGS  
AND RECOMMENDATIONS OF  
U.S. MAGISTRATE JUDGE

United States Magistrate Judge Carolyn Ostby has entered Findings and Recommendations (*Doc. 36*) as to Defendant AEIC's motion to stay proceedings and objections to discovery requests (*Doc. 25*). Magistrate Judge Ostby recommends the motion be denied.

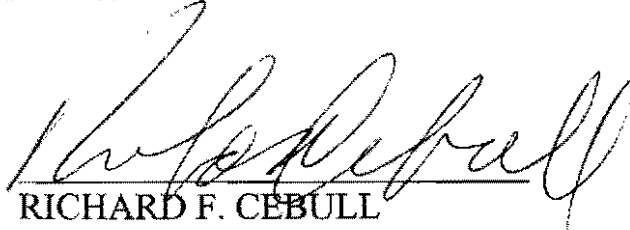
Upon service of findings and recommendation, a party has 14 days to file written objections. 28 U.S.C. § 636(b)(1). No objections were filed within the allotted time. This failure to object waives all objections to the findings of fact, *Turner v. Duncan*, 158 F.3d 449, 455 (9th Cir. 1999), but this Court must still review de novo the magistrate judge's conclusions of law. *Barilla v. Ervin*, 886 F.2d 1514, 1518 (9th Cir. 1989).

After such a review, the Court determines the Findings and Recommendation

of Magistrate Judge Ostby are well grounded in law and fact and adopts them in their entirety.

Accordingly, **IT IS HEREBY ORDERED** that AEIC's motion to stay proceedings and objection to discovery requests (*Doc. 25*) is **DENIED**

DATED this 7<sup>th</sup> day of April 2010.

  
RICHARD F. CEBULL  
UNITED STATES DISTRICT JUDGE